vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
SUMMARY SUIT NO.2753 OF 2005

Mohanlal Mulchand Mehta ... Plaintiff
V/s.
Abdul Aziz Dawood Shegle ... Defendant

Mr.P.I. Vakil for Plaintiff

CORAM: **SMT.NISHITA MHATRE, J.**
DATED: **MARCH 6, 2006**

P.C.:

. The Suit is filed to recover the amount due in respect of a loan advanced through a promissory note by the Plaintiff to the Defendants. The plaintiff has served the writ of summons on the defendant. There is no written statement filed to defend the suit.

2. The plaintiff has filed a compilation of the original documents including the promissory note and the notice of demand, which is taken on record and marked as 'Exhibit A' collectively. The plaintiff has also filed an affidavit of service, which is taken on record and marked 'Exhibit B'.

3. The Plaintiff has established his case that an amount of Rs.1,00,000/- was advanced to the defendant who had issued a promissory note. Non payment of the amount due is also established since there is no denial of the same by the Defendant.

4. In the circumstances, the Suit is decreed as prayed for.

5. Refund of Court fee as per Rules.